

THE HONORABLE MARSHA J. PECHMAN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

SCOTT KINGSTON,

Plaintiff,

V.

INTERNATIONAL BUSINESS MACHINES
CORPORATION, a New York corporation,

Defendant.

Case No. 2:19-cv-01488-MJP

**STIPULATION AND ORDER
DIRECTING ENTRY OF
JUDGMENT**

I. STIPULATION

Plaintiff Scott Kingston and Defendant International Business Machines Corporation

17 stipulate that the Court should enter an amended judgment in Plaintiff's favor as follows: (1)

18 \$1,874,302.00 for past economic loss; (2) \$3,097,642.00 for future economic loss; (3)

19 \$113,728.00 for unpaid sales commissions; (4) \$1,500,000.00 for noneconomic damages; (5)

20 \$1,514,337.00 in attorneys' fees and \$40,124.19 in nontaxable litigation expenses incurred

21 through trial and up to the appeal; (6) a tax offset award of \$1,117,508.00; (7) \$345,870.57 in

22 attorneys' fees incurred on appeal; (8) \$23,523.69 in taxable costs awarded in Dkt. No. 174; (9)

23 \$32,787.50 in attorneys' fees incurred post-appeal; and (10) \$340,177.05 in interest through the

24 || date of the amended judgment.

STIPULATION AND ORDER DIRECTING
ENTRY OF JUDGMENT - 1
Case No. 2:19-cv-01488-MJP

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1 RESPECTFULLY SUBMITTED AND DATED this 3rd day of February, 2023.
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II. ORDER

Pursuant to the parties' stipulation and finding good cause, the Court DIRECTS the Clerk to enter final amended judgment as follows: (1) \$1,874,302.00 for past economic loss; (2) \$3,097,642.00 for future economic loss; (3) \$113,728.00 for unpaid sales commissions; (4) \$1,500,000.00 for noneconomic damages; (5) \$1,514,337.00 in attorneys' fees and \$40,124.19 in nontaxable litigation expenses incurred through trial and up to the appeal; (6) a tax offset award of \$1,117,508.00; (7) \$345,870.57 in attorneys' fees incurred on appeal; (8) \$23,523.69 in taxable costs awarded in Dkt. No. 174; (9) \$32,787.50 in attorneys' fees incurred post-appeal; and (10) \$340,177.05 in interest through the date of the amended judgment.

Plaintiff's motion for attorneys' fees and interest (Dkt. No. 226) is DENIED as moot.

This case is CLOSED.

IT IS SO ORDERED.

Dated this 3rd day of February, 2023.

Marsden J. Pechman
MARSHA J. PECHMAN
United States Senior District Judge